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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
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San Francisco, CA 94105

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2063498

February 6, 2004

Via Federal Express

Joanne Lichtman, Partner
Howrey Simon Arnold & White, LLP
for Hexcel Corporation
550 South Hope Street, Suite 1100
Los Angeles, CA 90071-2627

Re: Omega Chemical Superfund Site Settlement Offer; Response Due May 7, 2004

Dear Joanne Lichtman:

Previously, the United States Environmental Protection Agency ("U.S. EPA") sent the person or entity identified above, or a predecessor (collectively referred to in this letter as "your company or organization") a De Minimis Notice Letter discussing the potential liability of your company or organization for the ongoing remediation of the Omega Chemical Superfund Site (the "Omega Site"). Those parties who may be responsible for the waste at Superfund sites are referred to as "potentially responsible parties" or "PRPs." PRPs include individuals, businesses, governmental agencies, and other types of organizations. You may be a PRP if you are:

- 1) a current owner or operator of the Omega Site;
- 2) the former owner or operator of the Omega Site during the period of waste disposal;
- 3) a party that arranged for the treatment, disposal, or transportation of hazardous substances to the Omega Site (a "generator"); or
- 4) a party that selected the Omega Site as a place to dispose of hazardous substances and who transported these substances to the Omega Site (referred to as "transporters").

The parties receiving this letter are all believed to be "generators" of wastes disposed at the Omega Site, and therefore "potentially responsible parties" at the Omega Site.

This letter is intended to offer your company or organization the opportunity to resolve its liability for waste that was disposed of at the Omega Site. The U.S. EPA is making this offer to your company or organization on very favorable terms, due to the comparatively small quantity of waste (referred to as a "de minimis" quantity) it is responsible for having contributed to the Omega Site.

**Settlement Cost Summary
Hexcel Corporation
for PANEL AIR CORP**

The payment required to join this settlement will depend upon the settlement option chosen. Please see the offer letter and the enclosed memoranda and proposed Administrative Order on Consent for explanations of the settlement options and payment instructions. **Do not enclose a check with your signature page; please wait until you receive a letter with payment instructions.**

SETTLEMENT OPTIONS

Hexcel Corporation settlement payment is:

6.9222 tons x \$12,632 per ton =

\$87,441

If Hexcel Corporation joins the expedited settlement, it will receive a **five percent (5%) discount**, reducing its settlement cost to:

\$83,068

Hexcel Corporation for PANEL AIR CORP

_____, by the
[Respondent]
duly authorized representative named, titled and signed below, hereby consents to this
Administrative Order on Consent and agrees to be bound by the terms and conditions thereof.

BY: _____

TITLE: _____

DATED: _____

Mailing name and address for this Respondent, or for his, her or its agent for service of process:

NAME: _____

TITLE: _____

ADDRESS: _____

OPTIONAL ENCLOSURES- Please check the appropriate box if you are filing either of the following optional applications:

- ☐ Application for financial review to qualify for reduced payment (see note on following page)
- ☐ Application for volume review (see note on following page)

If you submit this signature page on time, and do not file either optional application above, your settlement payment will automatically be reduced by 5%. However, if you submit this signature page on time with a completed application for volume review, and EPA approves your application, your settlement payment will also be reduced by 5%.

NOTE REGARDING APPLICATION FOR FINANCIAL REVIEW TO QUALIFY FOR REDUCED PAYMENT: If the Respondent chooses this option, Respondent must submit the signature page together with the required financial statements, supporting documents, and signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's financial review.

NOTE REGARDING APPLICATION FOR VOLUME REVIEW: If the Respondent chooses this option, Respondent must submit the signature page together with the required review form, copies of relevant manifests, other supporting documents, and the Respondent's signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's volume review.

generator_name	PANEL AIR CORP
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lc_name:	Hexcel Corporation
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lc_calc_volume:	6.9222 tons
-----------------	-------------

manifest_number	manifest_quantity_ton
-----------------	-----------------------

84292816	0.2502 tons
----------	-------------

86544092	2.2935 tons
----------	-------------

86544095	0.9174 tons
----------	-------------

87660528	3.2526 tons
----------	-------------

87660536	0.2085 tons
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Please print or type (Form designed for use on 8 1/2 inch typewriter)

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. CAB042613182	Manifest Document No.	2. Page of 1	Information in the shaded areas is not required by Federal law	
3. Generator's Name and Mailing Address Panel Air 1571 W Mac Arthur Costa Mesa CA 92614 549-0311			A. State Manifest Document Number 84292816			
4. Generator's Phone			B. State Generator's ID CAB042613182			
5. Transporter 1 Company Name Acto Kleen			C. State Transporter's ID 213-723-5111			
6. Transporter 1 US EPA ID Number CAB095631719			D. Transporter's Phone			
7. Transporter 2 Company Name			E. State Transporter's ID			
8. Transporter 2 US EPA ID Number			F. Transporter's Phone			
9. Designated Facility Name and Site Address Omega Chemical 12504 W Whittier Whittier CA			G. State Facility's ID CAB042245001			
10. Facility's Phone 213-698-0991			H. Facility's ID			
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)			12. Containers No.	13. Total Quantity	14. Unit Wt/Vol	15. Waste No.
WASTE 1-1-1 TRICHLOROETHANE UN122 2831			002	D M 00060	G	211
16. Additional Descriptions for Wastes Listed Above			17. Handling Codes for Wastes Listed Above 01			
18. Special Handling Instructions and Additional Information						
19. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this container are carefully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national governmental regulations.						
Printed/Typed Name JACK TRULINIE			Signature <i>Jack Truline</i>		Date Month Day Year 12 11 87	
20. Transporter 1 Acknowledgement of Receipt of Materials			Signature <i>Richard Lipton</i>		Date Month Day Year 12 11 87	
Printed/Typed Name Richard Lipton			Signature		Date	
21. Transporter 2 Acknowledgement of Receipt of Materials			Signature		Date	
Printed/Typed Name			Signature		Date	
22. Discrepancy Indication Space						
23. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 10.						
Printed/Typed Name Henry R. Solano			Signature <i>Henry R. Solano</i>		Date Month Day Year 12 11 87	

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. CA101041216131182	Manifest Document No. 11111	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address CIBA GEIGY (PANEL AIR) 1571 W. MACARTHUR BL COSTA MESA, CA 92624			A. State Hazardous Waste Permit No. 86544092		B. State Generator's ID CA101041216131182	
4. Generator's Phone (714) 549-0311			C. State Transporter's ID 203075		D. Transporter's Phone 213/681-0981	
5. Transporter 1 Company Name OMEGA			6. US EPA ID Number CA10104121241510101		E. State Transporter's ID 203075	
7. Transporter 2 Company Name			8. US EPA ID Number		F. Transporter's Phone	
9. Designated Facility Name and Site Address OMEGA 12504 WHITTIER BLVD WHITTIER, CA 90602			10. US EPA ID Number CA10104121241510101		G. State Facility's ID CA10104121241510101	
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)			12. Containers No.	13. Total Quantity	14. Unit Wt/Vol	15. Waste No.
a. SPENT WASTE FLAMMABLE LIQUID NOS UN1993			6016 DIM	1	155.0 G	202
b.						
c.						
d.						
J. Additional Descriptions for Materials Listed Above KETONES 77% AROMATICS 7% NON-HAZARDOUS 35%			K. Handling Codes for Wastes Listed Above 01			
15. Special Handling Instructions and Additional Information. GOGGLES, GLOVES, FACE SHIELDS						
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. Unless I am a small quantity generator who has been exempted by statute or regulation from the duty to make a waste minimization certification under Section 3002(b) of RCRA, I also certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and I have selected the method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment.						
Printed/Typed Name E. L. SHUTE			Signature E. L. Shute		Month Day Year 1/23/87	
17. Transporter 1 Acknowledgement or Receipt of Materials						
Printed/Typed Name JAVIER HERNANDEZ			Signature Javier Hernandez		Month Day Year 1/23/87	
18. Transporter 2 Acknowledgement or Receipt of Materials						
Printed/Typed Name			Signature		Month Day Year	
19. Discrepancy Indication Space						
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.						
Printed/Typed Name FRANK FORD			Signature Frank Ford		Month Day Year 1/24/87	

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

PANEL AIR
JES 9/11/03

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No CA AD 01 41 21 61 13 11 8 2 3 17 10 12		Manifest Document No. 2 Page 1 of 1		Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address CIBA GEIGY (PANEL AIR) 1571 W. MACARTHUR BLVD. COSTA MESA, CA. 92626				A. State Manifest Document Number 86544095			
4. Generator's Phone (714) 549-0311				B. State Generator's ID CAD 042613182			
5. Transporter 1 Company Name OMEGA		6. US EPA ID Number CA 01 41 21 41 51 01 1		C. State Transporter's ID 803386		D. Transporter's Phone 213/698-0991	
7. Transporter 2 Company Name		8. US EPA ID Number		E. State Transporter's ID		F. Transporter's Phone	
9. Designated Facility Name and Site Address OMEGA 12504 WHITTIER BLVD WHITTIER, CA. 90602				10. US EPA ID Number CA AD 01 41 21 41 51 01 1		G. State Facility's ID CAD042245001	
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)				12. Containers No. Type		13. Total Quantity Unit	
a. SPENT WASTE FLAMMABLE LIQUID N.O.S. UN1993				01 01 41 D M		12 20 G	
b.							
c.							
d.							
J. Additional Descriptions for Materials Listed Above A. KETONES 77% AROMATICS 7% NON-HAZARDOUS 35%				K. Handling Codes for Wastes Listed Above 01			
15. Special Handling Instructions and Additional Information GOGGLES, GLOVES, FACE SHIELDS							
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. Unless I am a small quantity generator who has been exempted by statute or regulation from the duty to make a waste minimization certification under Section 3002(b) of RCRA, I also certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and I have selected the method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment.							
Printed/Typed Name E. L. SHUTE				Signature E. L. Shute		Month Day Year 06/18/87	
17. Transporter 1 Acknowledgement of Receipt of Materials				Signature Isaac Woods Jr		Month Day Year 06/18/87	
18. Transporter 2 Acknowledgement of Receipt of Materials				Signature		Month Day Year	
19. Discrepancy Indication Space							
20. Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in item 19				Signature Frank Ford		Month Day Year 06/18/87	

86544095

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No.	Manifest Document No.	2. Page 1 of 1	Information in the shaded areas is not required by Federal law
3. Generator's Name and Mailing Address CIBA-GEIGY CORPORATION 5115 E. LA PALMA AVE., ANAHEIM, CA 92807		CAD042161131182		A. State Manifest Document Number 87660528	
4. Generator's Phone (714) 779-9000		6. US EPA ID Number CAD042245001		B. State Generator's ID HIX 140360114083	
5. Transporter 1 Company Name OMEGA RECOVERY SERVICES		8. US EPA ID Number		C. State Transporter's ID 904898	
7. Transporter 2 Company Name		10. US EPA ID Number		D. Transporter's Phone	
9. Designated Facility Name and Site Address OMEGA RECOVERY SERVICES 12504 EAST WHITTIER BLVD. WHITTIER, CA 90602		12. Containers		E. State Transporter's ID	
		13. Total Quantity		F. Transporter's Phone	
		14. Unit		G. State Facility's ID CAD042245001	
		15. Waste No.		H. Facility's Phone	
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)		No.		Type	
a. WASTE FLAMMABLE LIQUID, N.O.S. UN 1993		0115 DM		01071510 G	
b. WASTE CORROSIVE LIQUID, N.O.S. UN 1760		091 DM		0100310 G	
c.					
d.					
J. Additional Descriptions for Materials Listed Above		K. Handling Codes (c)		L. Listed Above	
a. 90% SOLVENT MIXTURE 10% PAINT		D1		01	
b. PHENOL SOLUTION					
15. Special Handling Instructions and Additional Information GOGGLES, GLOVES, FACE SHIELDS, APPLICABLE RESPIRATOR					
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.					
Printed/Typed Name LEONARDO D. PANGAN		Signature <i>L. Pangan</i>		Month Day Year 10/7/01/1818	
17. Transporter 1 Acknowledgement of Receipt of Materials		Signature <i>Isaac Woods Jr</i>		Month Day Year 10/7/01/1818	
18. Transporter 2 Acknowledgement of Receipt of Materials		Signature		Month Day Year	
19. Discrepancy Indication Space					
20. Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.					
Printed/Typed Name FRANK FORD		Signature <i>Frank Ford</i>		Month Day Year 10/7/01/1818	

Please print or type (Form designed for use on elite (12 pitch typewriter))

UNIFORM HAZARDOUS WASTE MANIFEST		1 Generator's US EPA ID No	Manifest Document No	2 Page 1 of 1	Information in the shaded areas is not required by Federal law.	
3 Generator's Name and Mailing Address CIBA-GEIGY CORPORATION 5115 E. LA PALMA AVE., ANAHEIM, CA 92807		6 US EPA ID Number KAD1042613182		A State Manifest Document Number 87660536		
4 Generator's Phone (714) 779-9000		8 US EPA ID Number		B State Generator's ID HY1 H1931601/1401813		
5 Transporter 1 Company Name OMEGA RECOVERY SERVICES		6 US EPA ID Number KAD1042245001		C State Transporter's ID 904879		
7 Transporter 2 Company Name		8 US EPA ID Number		D Transporter's Phone		
9 Designated Facility Name and Site Address OMEGA RECOVERY SERVICES 12504 E. WHITTIER BLVD. WHITTIER, CA 90602		10 US EPA ID Number KAD1042245001		E State Transporter's ID		
				F Transporter's Phone		
				G State Facility's ID CA1042245001		
				H Facility's Phone		
11 US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)		12 Containers No	Type	13 Total Quantity	14 Unit Wt/Vol	15 Waste No
a HAZARDOUS WASTE LIQUID, M.O.S ORME NA 9189		0101	DM	0100510	G	State 211 EPA/Other F-002
b						State EPA/Other
c						State EPA/Other
d						State EPA/Other
J Additional Descriptions for Materials Listed Above a. 45% PHENOL 40% METHYLENECHLORIDE 15% OTHER		K Handling Codes for Materials Listed Above a. 01		b.		c.
15 Special Handling Instructions and Additional Information GOGGLES, GLOVES, FACE SHIELDS, APPROPRIATE RESPIRATOR						
16 GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment. OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.						
Printed/Typed Name LEONARDO D. PANGAN		Signature <i>L. Pangan</i>		Month Day Year 10/7/15/85		
17 Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name JAY SOLOMON		Signature <i>Jay Solomon</i>		Month Day Year 10/7/15/85		
18 Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name		Signature		Month Day Year		
19 Discrepancy Indication Space						
20 Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19 Printed/Typed Name F. J. ...						
Signature <i>F. J. ...</i>		Month Day Year 10/7/15/85				



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2/13/2004

Dear Customer

Here is the proof of delivery for the shipment with tracking number **640808391017** Our records reflect the following information.

Delivery Information:

Signed For By: A.GULLIAM

A black and white image of a handwritten signature, "A. Gulliam", written in dark ink on a light background. The signature is cursive and appears to be written on a document with a grid or stamp pattern visible in the background.

Delivery Location: 550 HOPE 11

Delivery Date: February 9, 2004

Delivery Time: 0950

Shipping Information:

Tracking No: 640808391017

Ship Date: February 7, 2004

Recipient:

JOANNE LICHTMAN, PARTNER
HOWREY SIMON ARNOLD & WHITE, L
550 SOUTH HOPE STREET, SU
LOS ANGELES, CA 90071
US

Shipper:

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OAKLAND, CA 946123210
US

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